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3731

WENMM/SB/21 (12/00)

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/054.270
Filing Date	January 22, 2002
First Named Inventor	Edward P. PEREZ
Group Art Unit	3731
Examiner Name	Unassigned
Attorney Docket Number	7404-318

Total Number of Pages in this Submission

ENCLOSURES (check all that apply)

- | | | |
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| <input type="checkbox"/> Fee Transmittal Form
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<input type="checkbox"/> Extension of Time Request
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	Charles P. Schmal Woodard, Emhardt, Naughton, Moriarty & McNett LLP
Signature	
Date	November 18, 2002

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Typed or printed name	Charles P. Schmal, Reg. No. 45,082		
Signature		Date	November 18, 2002



App. Dkt. No. 7404-318/#191265

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)
)
Edward P. PEREZ, et al.) Before the Examiner
)
Serial No. 10/054,270) Unassigned
)
Filed January 22, 2002) Group Art Unit 3731
)
) November 18, 2002
LANCET DEVICE HAVING)
CAPILLARY ACTION)

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November 18, 2002	_____
(Date of Deposit)	_____
Charles P. Schmal	_____
Name of Registered Representative	_____
Signature	_____
November 18, 2002	_____
Date of Signature	_____

INFORMATION DISCLOSURE STATEMENT **RECEIVED**

Honorable Commissioner for Patents
Washington, D.C. 20231

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Sir:

Pursuant to the provisions of 37 CFR 1.56, 1.97 and 1.98, Applicant requests consideration of the references listed on attached form PTO-1449 and/or the additional information identified below in paragraph 3. A legible copy of each reference listed on form PTO-1449 is enclosed, except a copy is not provided for each reference previously cited by or submitted to the Patent Office in prior parent application Serial No. _____.

1a. ☒ This Information Disclosure Statement is submitted:

within three months of the filing date (or of entry into the National Stage) of the above-entitled application (other than a continued prosecution application), or

before the mailing date of the first Office Action on the merits,

and thus no certification and/or fee is required.

1b. ☐ This Information Disclosure Statement is submitted

after the events of above paragraph 1a and prior to the mailing date of a final Office Action or Notice of Allowance, and thus:

- (1) ☐ the certification of paragraph 2 below is provided, **or**
- (2) ☐ a copy of a dated communication from a foreign patent office which clearly shows the statement is being submitted within three (3) months of the date on the communication is enclosed, **or**
- (3) ☐ a fee of \$_____ (set forth in 37 CFR §1.17(p)) is enclosed.

1c. ☐ This Information Disclosure Statement is submitted:

after the mailing date of a final Office Action or Notice of Allowance and prior to payment of the issue fee, and thus:

the certification of paragraph 2 below is provided, and

a fee of \$_____ (set forth in 37 CFR §1.17(p)) is enclosed.

2. It is hereby certified

- a. ☐ that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement, **or**
- b. ☐ that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the Information Disclosure Statement..

3. ☐ Consideration of the following additional information (including any copending or abandoned U.S. application, prior uses and/or sales, etc.) is requested.



For each non-English language reference listed on the attached form PTO-1449, reference is made to:

- a. ☐ an English language translation submitted herewith,
- b. ☐ a foreign patent office search report (in the English language) submitted herewith,
- c. ☐ an English language translation of a foreign patent office search report submitted herewith,
- d. ☐ the concise explanation contained in the specification of the present application at page^s _____,
- e. ☐ the concise explanation set forth in the attached English language abstract,
- f. ☐ the concise explanation set forth below:

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The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in §1.56(b).

It is believed that no additional fees, other than the ones listed above, are required. Should any other fee be required, however, please charge such fee to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully submitted,

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